

# MANDATE

11-1126  
United States v. Aleynikov

N.Y.S.D. Case #  
10-cr-0096(DLC)

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

At a stated term of the United States Court of Appeals  
for the Second Circuit, held at the Daniel Patrick Moynihan  
United States Courthouse, 500 Pearl Street, in the City of  
New York, on the 16<sup>th</sup> day of February, two thousand twelve.

PRESENT: DENNIS JACOBS,  
Chief Judge,  
GUIDO CALABRESI,  
ROSEMARY S. POOLER,  
Circuit Judges.

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: February 17, 2012

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UNITED STATES OF AMERICA,  
Appellee,

-v.-

11-1126

SERGEY ALEJNIKOV,  
Defendant-Appellant.

- - - - -X

Upon due consideration, it is hereby **ORDERED, ADJUDGED  
AND DECREED** that the judgment of conviction is **REVERSED** on  
both counts and the matter is remanded to the district court  
for entry of a judgment of acquittal. An opinion shall  
follow in due course. The mandate shall issue forthwith.



FOR THE COURT:  
CATHERINE O'HAGAN WOLFE, CLERK

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

MANDATE ISSUED ON 02/17/2012